

**AMENDED
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office AUG 18 2003

Returned to applicant for correction _____

Corrected application filed SEP 11 2003

Map filed AUG 18 2003

The applicant JANET GODECKE, Trustee and Successor Trustee of the ROY E. GODECKE and JANET GODECKE FAMILY TRUST AGREEMENT, Dated May 25, 1989 (16.49%) and Others, as shown on Exhibit "B" hereby makes application for permission to change the **PLASE OF USE OF A PORTION** of water heretofore appropriated under Claim 74 of the Carson River Decree; said decree entered by the District Court for the District of Nevada in that certain action entitled "The United States of America, plaintiff vs. Alpine Land & Reservoir Company, a Corporation, et al, Defendants, Civil No. D-183-BRT.

1. The source of water is **Carson River (East Fork)**
2. The amount of water to be changed **19.3 Acres**
3. The water to be used for **As Decreed**
4. The water heretofore permitted for **As Decreed**
5. The water is to be diverted at the following point **As Decreed - Allerman Canal from right bank in SE¼ SE¼ Section 23, T.12N., R.20E., M.D.B.&M.**
6. The existing permitted point of diversion is located within **As Decreed - Allerman Canal from right bank in SE¼ SE¼ Section 23, T.12N., R.20E., M.D.B.&M.**
7. Proposed place of use **Portions NW¼ NE¼ (9.95 acres), NE¼ NE¼ (5.25 acres) Section 3; Portions SW¼ SW¼ (1.02 acres), SE¼ SW¼ (1.37 acres) Section 2; Portions NE¼ NW¼ (0.99 acres), NW¼ NW¼ (0.73 acres) Section 11, all within T.12N., R.20E., M.D.B.&M.**
8. Existing place of use **PLEASE REFER TO EXHIBIT "A"**
9. Use will be from **As Decreed** to **As Decreed** of each year.
10. Use was permitted from **As Decreed** to **As Decreed** of each year.
11. Description of proposed works **existing diversion structure on the Carson River-Allerman Canal.**
12. Estimated cost of works **Completed**
13. Estimated time required to construct works **Completed**
14. Estimated time required to complete the application of water to beneficial use **Five (5) years**

15. Remarks: For Existing Point of Diversion and Place of Use, please refer to maps on file under the Carson River Final Decree, Sections 2, 3, 10, 11 & 12, T.12N., R.20E., M.D.B.&M. and Map CR-037 on file within the office of the State Engineer.

By WESTERN ENGINEERING & SURVEYING SERVICE
ROBERT H. CANTLEY
s/Robert H. Cantley
3032 Silver Sage Drive
Carson City, Nevada 89701

Compared sg/sam ag/ sam

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of Claim No. 74 of the Carson River as heretofore granted under the Final Carson River Decree No. D-183, in the District Court of the United States in and for the District of Nevada, is issued subject to the terms, conditions and irrigation period imposed in said Final decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed the Decreed duty of acre-feet per acre of land irrigated from any and all sources for the irrigation of 19.3 acres.

Work must be prosecuted with reasonable diligence and be completed on or before:

November 4, 2005

Proof of completion of work shall be filed on or before:

December 4, 2005

Water must be placed to beneficial use on or before:

November 4, 2009

Proof of the application of water to beneficial use shall be filed on or before:

December 4, 2009

Map in support of proof of beneficial use shall be filed on or before:

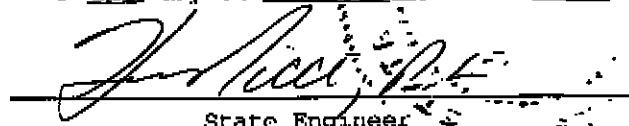
December 4, 2009

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 4th day of November, A.D. 2004



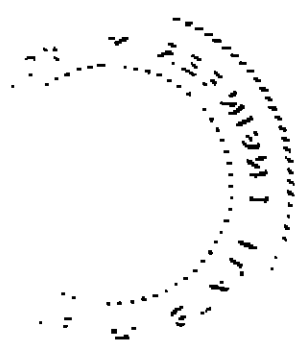
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____



1911

1911

EXHIBIT "A"**Application 70314 (Amended)****#8 - Existing Place of Use:**

NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Portions NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 2; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Portions NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 3; Portions NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 11, all within T. 12 N., R. 20 E., M.D.B. & M.

Area to be stripped, Portions NE $\frac{1}{4}$ SE $\frac{1}{4}$ (4.12 acres) Section 3; Portions SE $\frac{1}{4}$ NW $\frac{1}{4}$ (0.19 acres), NE $\frac{1}{4}$ SW $\frac{1}{4}$ (3.18 acres), NW $\frac{1}{4}$ SW $\frac{1}{4}$ (8.59 acres), SW $\frac{1}{4}$ SW $\frac{1}{4}$ (0.61 acres), SE $\frac{1}{4}$ SW $\frac{1}{4}$ (2.61 acres) Section 2, all within T. 12 N., R. 20 E., M.D.B. & M. **19.3 Total Acres**

EXHIBIT "B"**Application 70314 (Amended)****Applicant:**

JANET GODECKE, Trustee and Successor Trustee of the ROY E. GODECKE and JANET GODECKE FAMILY TRUST AGREEMENT, Dated May 25, 1989. (Already shown as one of the applicants of Application #70314) **Ownership = 16.49%**

JANET GODECKE, Trustee of the MARITAL DEDUCTION TRUST created pursuant to the ROY E. GODECKE and JANET GODECKE FAMILY TRUST AGREEMENT, Dated May 25, 1989. **Ownership = 19.39%**

JANET GODECKE, Trustee of the CREDIT SHELTER TRUST created pursuant to the ROY E. GODECKE and JANET GODECKE FAMILY TRUST AGREEMENT, Dated May 25, 1989. **Ownership = 22.31%**

JANET GODECKE, Trustee and Successor Trustee of the ROY E. GODECKE and JANET GODECKE LIVING TRUST FOR MARY GODECKE, Dated December 29, 1989. **Ownership = 12.59%**

FRANK E. GODECKE **Ownership = 14.61%**

HENRY R. GODECKE **Ownership = 14.61%**

